

SEP 26 2003

Michael N. Milby, Clerk of Court

COURTROOM MINUTES

JUDGE MELINDA HARMON PRESIDING Numbers 4128 & 132
Judge ARTHUR GONZALEZ, United States Bankruptcy Judge, SDNY
COURTROOM CLERK Helen Tippen
COURT REPORTER June Simon
LAW CLERK: Julie Searle

MORNING _____ AFTERNOON 3:25
SESSION _____ SESSION 4:05

DATE: September 26, 2003

CIVIL ACTION NO: MDL-1446

APPEARANCES:

In Re ENRON CORPORATION
SECURITIES, DERIVATIVE &
"ERISA" LITIGATION

See Attached for Appearances

CIVIL ACTION NO: H-01-3624

APPEARANCES:

MARK NEWBY, *et al.*

See Attached for Appearances

vs.

ENRON CORPORATION, *et al.*

See Attached for Appearances

CIVIL ACTION NO: H-01-3913

APPEARANCES:

PAMELA TITTLE, *et al.*

See Attached for Appearances

vs.

ENRON CORPORATION, *et al.*

See Attached for Appearances

CIVIL ACTION NO: H-02-4149

APPEARANCES:

BENJAMIN M GOODE

See Attached for Appearances

vs.

CITIGROUP INC, *et al.*

See Attached for Appearances

1716

CIVIL ACTION NO: H-03-3393

APPEARANCES:

DK ACQUISITION PARTNERS, *et al.* See Attached for Appearances
vs.

JP MORGAN CHASE & CO, *et al.* See Attached for Appearances

CIVIL ACTION NO: H-03-3481

APPEARANCES:

CA PUBLIC EMPLOYEES RETIREMENT SYSTEM See Attached for Appearances
vs.

BANC OF AMERICA SECURITIES, *et al.* See Attached for Appearances

CIVIL ACTION NO: H-03-3508

APPEARANCES:

PAUL OKOMO See Attached for Appearances
vs.

BANK OF AMERICA SECURITIES, *et al.* See Attached for Appearances

DOCKET ENTRY

(MH) Telephone Conference

(Rptr- J Simon)

Simultaneous Telephone Conference held by United States District Judge Melinda Harmon and United States Bankruptcy Judge for the Southern District of New York Arthur Gonzalez. The telephone conference was held on Motion of the Financial Institutions to Add Certain Plaintiffs to the Court-Ordered Mediation. The Court heard opposition by plaintiffs named in the motion as stated on the record. The motion is Granted and Denied, as stated on the record. The Parties will file an Agreed Order for the Courts to sign, as stated on the record.

MDL-1446

IN RE ENRON CORP

**SECURITIES, DERIVATIVE
& "ERISA" LITIGATION**

CA 01-3624

MARK NEWBY, ET AL.

**VS.
ENRON CORP, ET AL.**

CA 02-4149

BENJAMIN M. GOODE

**VS.
CITIGROUP INC, ET AL.**

CA 03-3393

DK ACQUISITION PARTNERS, ET AL

**VS
JP Morgan Chase, et al.**

CA 03-3481

**CA PUBLIC EMPLOYEES
RETIREMENT SYSTEM**

**VS.
BANC OF AMERICA ET AL.**

CA 03-3508

PAUL OKOMO

**VS
Banc of America Securities, et**

SEPTEMBER 26, 2003 AT 3:00 P.M.

Telephone Conference On:

**Motion of the Financial Institutions
to Add Certain Plaintiffs To The
Court-Ordered Mediation (No. 1678)**

Appearances:

01-3624 Richard Clary for Financial Institutions

Kenny Marks for Enron

02-4149 Howard Goode for Benjamin M. Goode

**03-3393 Jonathan Shobotham for DK Acquisition
And Joseph Smith**

**03-3481 Steve Williams for CA Public Employees
Retirement Systems**

03-3508 Jeffrey Krinsk for Paul Okomo

The Honorable Arthur Gonzalez by telephone